



1655 #

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re patent application of BUCHHOLZ ET AL.
Serial No.: 09/909,806
Filed: July 16, 2001
For: HIGH RESOLUTION DNA SIZE STANDARDS

Examiner: F. Lu
Art Unit: 1655
Docket #: FWS-3679
(S000000139/RFH)

COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231
SIR:

- Attached is:
- a response after Final Rejection dated
 - ☒ a response to the Office Action dated December 14, 2002.
 - a Preliminary Amendment
 - ☒ a Petition for an extension of time
 - Other:

Fees: For claims if required and/or other fees as shown below:

	NOW	Previously Paid For	Present Extra	Rate	\$
TOTAL CLAIMS				X \$ 18 =	
INDEP. CLAIMS				X \$ 84 =	
TOTAL OF ABOVE CLAIMS FEES =					
Reduction by 1/2 for small entity status of applicant					
SUBTOTAL =					110
<input checked="" type="checkbox"/> Fee for extension of time (per attached Petition)					
Other fee for					
TOTAL OF ALL FEES =					110.00

☒ The Commissioner is authorized to charge the above-noted fee due in connection herewith to Deposit Account No. 09-0440.

☒ In the event that a petition for extension of time is required to be submitted herewith and that a separate petition is not submitted herewith, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely. Any fee is authorized above.

Respectfully submitted,

By: Ross F. Hunt, Jr.
Registration No.: 24,082

Date: February 14, 2002

LARSON & TAYLOR, PLC • 1199 North Fairfax St. • Suite 900 • Alexandria, VA 22314



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Serial No.: 09/909,806

Examiner: F. Lu

Filed: July 16, 2001

Art Unit: 1655

For: HIGH RESOLUTION DNA SIZE STANDARDS

Docket No.: FWS- 3679

(S000000139/RFH)

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner of Patents

Washington, D.C. 20231

SIR:

Responsive to the Office Action mailed on December 14, 2001, and to the restriction requirement set forth therein, applicant responds as set forth hereinbelow.

Considering the matters raised in the Office Action in the same order as raised, this response and all further correspondence regarding this application is being directed to Art Unit 1655.

Turning to the restriction requirement, the Examiner has required restriction between the claims of Group I, containing claims 1-9 "drawn to a method of producing DNA size standards, classified in class 435, subclass 91.1" and Group II, containing claims 10-19, "drawn to a DNA size standard, classified in class 536, subclass 23.1." Applicant hereby elects Group I, claims 1-9.

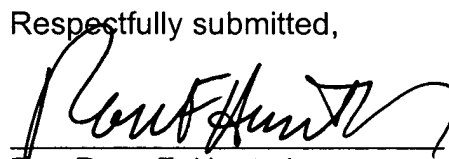
Claims 10-19 are being retained in this application pending the potential filing of a divisional application.

Finally, with respect to paragraph 6 of the Office Action, relating to amendment of the inventorship in compliance with 37 CFR 1.48(b), no such amendment appears to be required here.

Further and favorable action is respectfully solicited.

Respectfully submitted,

Date: February 14, 2002

A handwritten signature in black ink, appearing to read "Ross F. Hunt, Jr.", written over a horizontal line.

By: Ross F. Hunt, Jr.

Registration No.: 24082

LARSON & TAYLOR, PLC • 1199 North Fairfax St. • Suite 900 • Alexandria, VA 22314 • (703) 739-4900